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**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA
(FRESNO DIVISION)**

In re Sutter Health ERISA Litigation

Master Case and File No. 1:20-cv-01007-
LHR-BAM

**NOTICE OF SETTLEMENT AND JOINT
MOTION TO VACATE CURRENT
DEADLINES AND FOR LEAVE TO FILE
MOTION FOR PRELIMINARY
APPROVAL**

Amended Consolidated Complaint filed:
November 11, 2020

TO THE COURT AND TO ALL PARTIES AND COUNSEL OF RECORD:

Pursuant to Local Civil Rule 160 and Federal Rule of Civil Procedure 16, Plaintiffs Christina Bonicarlo, Adam Blackburn, Tabitha Hoglund, and Nicole Garcia (collectively, “Plaintiffs”) and Defendant Sutter Health (“Defendant,” and with Plaintiffs, the “Parties”) acting through their respective counsel of record, hereby respectfully submit this Notice of Settlement and Joint Motion to Vacate Current Deadlines and for Leave to File Motion for Preliminary Approval. In support thereof, the Parties state as follows:

1. On October 7, 2024, the Court entered the operative scheduling order (ECF No. 139, “Scheduling Order”), which set January 31, 2025 and March 17, 2025 as the deadlines for the Parties’ exchange of affirmative Expert Reports, respectively, as well as certain other future deadlines for expert discovery and the parties’ filing of dispositive and *Daubert* motions and briefing in support thereof and opposition thereto.

2. On December 12, 2024, counsel for the Parties participated in an in-person mediation with a nationally recognized neutral mediator, Robert A. Meyer, Esq., during which the Parties reached an agreement in principle to the settlement of (“Settlement”) Plaintiffs’ claims on behalf of the certified Class and the Sutter Health 403(b) Savings Plan (“Plan”) concerning the Plan’s investment alternatives and recordkeeping fees.

3. In light of the settlement (“Settlement”), the Parties agree and respectfully submit that it would serve the interests of judicial economy and efficiency for the Parties to focus on documenting the Settlement in the form of a written settlement agreement and proceeding with the settlement approval process contemplated under Federal Rule of Civil Procedure 23.

4. Accordingly, the Parties respectfully request that the Court vacate the deadlines set by the Scheduling Order and grant Plaintiffs leave to file a motion for preliminary approval of the proposed Settlement on or before February 13, 2025, as set forth in the Proposed Order attached hereto.

5. The Parties are available to address any questions the Court may have in connection with its consideration of this Notice and Joint Motion.

1 Dated: December 20, 2024

Respectfully submitted,

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3 /s/ James C. Shah

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